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4/14/04

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q59209

Michio KANEKO

Appln. No.: 09/576,324

Group Art Unit: 2661

Confirmation No.: 2078

Examiner: Andrew W. WAHBA

Filed: May 22, 2000

For: APPARATUS AND METHOD FOR TRANSMITTING CONSTANT BIT RATE DATA CELLS, CONTROLLING TRANSMISSION OF DATA CELLS TO PREVENT HEAD DATA CELLS FROM BEING SENT OUT THROUGH THE CONTINUOUS SLOTS OF THE TRANSMISSION CYCLE

RESPONSE UNDER 37 C.F.R. § 1.111

RECEIVED

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

APR 08 2004  
Technology Center 2600

Sir:

In response to the Office Action dated October 3, 2003, please consider the remarks as submitted herewith on the accompanying pages.

REMARKS

Claims 1-11 are all the claims pending in the application. Applicants respectfully request that the Examiner acknowledge Applicants' claim for foreign priority as well as acceptance of the drawings in the next Office Action.

Applicants thank the Examiner for indicating that claims 3 - 11 contain patentable subject matter since these claims would be allowable if rewritten or amended to overcome the rejection under 35 U.S.C. § 112, second paragraph, set forth in the Office action.